

HONORABLE RICARDO S. MARTINEZ

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

MADISON ARBOR HOMEOWNERS'  
ASSOCIATION, a Washington non-profit  
corporation,

Plaintiff,

vs.

FARMINGTON CASUALTY COMPANY,  
a Connecticut company, STATE FARM  
FIRE & CASUALTY COMPANY, an  
Illinois corporation, THE CHARTER OAK  
FIRE INSURANCE COMPANY, a  
Connecticut company, THE TRAVELERS  
INDEMNITY COMPANY, a Connecticut  
company,

Defendants.

NO. 2:22-cv-00977-RSM

STIPULATED MOTION TO  
CONTINUE TRIAL DATE

NOTE ON MOTION CALENDAR:  
APRIL 7, 2023

The parties stipulate to continue the trial date to December 4, 2023, or to such other time as the court deems appropriate. The parties stipulate that all related pretrial deadlines should be extended a similar amount of time. Counsel for the parties believe they can complete discovery by August 4, 2023.

STIPULATED MOTION TO CONTINUE TRIAL DATE – 1  
067822.001215 Madison C22-977 stip order continue trial  
NO.: 2:22-cv-00977-RSM

**REED McCLURE**  
ATTORNEYS AT LAW  
FINANCIAL CENTER  
1215 FOURTH AVENUE, SUITE 1700  
SEATTLE, WASHINGTON 98161-1087  
(206) 292-4900; FAX (206) 223-0152

1 This motion is brought because additional time is needed to complete discovery due to  
 2 unavailability of counsel and witnesses for depositions prior to the current discovery cut-off of  
 3 April 17, 2023. These depositions include Rule 30(b)(6) depositions of each defendant and  
 4 expert witnesses. In addition, in this case plaintiff is seeking insurance coverage for water  
 5 damage allegedly occurring over the life of two condominium buildings, which were built around  
 6 1985. Defendants recently located a former unit owner and board member who was active in the  
 7 management and maintenance of the condominium for many years, and his deposition is being  
 8 taken. Defendants also recently learned of a former property manager, and are subpoenaing  
 9 records from that company. These sources could provide information about maintenance,  
 10 repairs, and discovery of property damage in the past, and they could also lead to identification  
 11 of other sources for investigation.

12 The parties propose the following case schedule:

	Current Deadline	Proposed Deadline
13 Discovery Cut-off	4/17/23	8/4/23
14 Filing of Dispositive Motions	5/16/23	9/7/23
15 Mediation if requested by parties	6/30/23	10/13/23
16 Filing of Motions in Limine	7/17/23	11/6/23
17 Agreed Pretrial Order	8/2/23	11/22/23
18 Trial Briefs, Proposed Voir Dire, Jury Instructions, Neutral Statement of Case, Trial Exhibits Due	8/9/23	11/29/23
19 Trial	8/14/23	12/4/23

20  
21  
22  
23  
24  
25  
 STIPULATED MOTION TO CONTINUE TRIAL DATE – 2  
 067822.001215 Madison C22-977 stip order continue trial  
 NO.: 2:22-cv-00977-RSM

**REED MCCLURE**  
 ATTORNEYS AT LAW  
 FINANCIAL CENTER  
 1215 FOURTH AVENUE, SUITE 1700  
 SEATTLE, WASHINGTON 98161-1087  
 (206) 292-4900; FAX (206) 223-0152

1  
2 By: s/Michael S. Rogers

3 Michael S. Rogers, WSBA 16423  
4 Reed McClure  
5 1215 Fourth Ave., Ste. 1700  
6 Seattle, WA 98161  
7 *Attorneys for Defendant State Farm*

By: s/Daniel S. Houser

Daniel S. Houser, WSBA 32327  
1325 Fourth Ave., Suite 980  
Seattle, WA 98101  
*Attorneys for Plaintiff*

6 By: s/ Daniel R. Bentson

7 Daniel R. Bentson, WSBA No.  
8 Jared F. Kiess, WSBA No.  
9 925 Fourth Avenue, Suite 3800  
10 Seattle, WA 98104  
11 *Attorneys for Defendants*  
12 *Travelers, Farmington, and Charter Oak*

12 IT IS SO ORDERED. Trial is continued to December 4, 2023. The Court shall issue and  
13 amended Order Setting Trial and Related Dates extending all related pretrial deadlines similar  
14 amount of time, beginning with disclosure of expert testimony.

15  
16 DATED this 10<sup>th</sup> day of April, 2023.

17  
18 

19 RICARDO S. MARTINEZ  
20 UNITED STATES DISTRICT JUDGE  
21  
22  
23  
24  
25